



# California Regulatory Notice Register

REGISTER 2005, NO. 46-Z

PUBLISHED WEEKLY BY THE OFFICE OF ADMINISTRATIVE LAW

NOVEMBER 18, 2005

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The *California Regulatory Notice Register* is an official state publication of the Office of Administrative Law containing notices of proposed regulatory actions by state regulatory agencies to adopt, amend or repeal regulations contained in the California Code of Regulations. The effective period of a notice of proposed regulatory action by a state agency in the *California Regulatory Notice Register* shall not exceed one year [Government Code § 11346.4(b)]. It is suggested, therefore, that issues of the *California Regulatory Notice Register* be retained for a minimum of 18 months.

CALIFORNIA REGULATORY NOTICE REGISTER (ISSN 1041-2654) is published weekly by the Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento, CA 95814-4339. The Register is printed by the Office of State Publishing and is offered by subscription for \$302.00 (annual price). To order or make changes to current subscriptions, please call (916) 445-5353 or (916) 445-5386. For outside of the Sacramento area, call (800) 963-7860. Periodicals postage paid at Sacramento, CA and additional mailing offices. **POSTMASTER:** Send address changes to the: CALIFORNIA REGULATORY NOTICE REGISTER, Customer Coordinator, Office of State Publishing, 344 N. 7th Street, Mass Mail/Addressing Services, Sacramento, CA 95814-0212. The Register can also be accessed at <http://www.oal.ca.gov>.

## PROPOSED ACTION ON REGULATIONS

*Information contained in this document is published as received from agencies and is not edited by the Office of State Publishing.*

### TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission, pursuant to the authority vested in it by Sections 82011, 87303, and 87304 of the Government Code to review proposed conflict of interest codes, will review the proposed/amended conflict of interest codes of the following:

#### CONFLICT OF INTEREST CODES

##### AMENDMENT

##### STATE AGENCY:

Department of General Services

A written comment period has been established commencing on November 18, 2005, and closing on January 2, 2006. Written comments should be directed to the Fair Political Practices Commission, Attention Kevin S. Moen, PhD, 428 J Street, Suite 620, Sacramento, California 95814.

At the end of the 45-day comment period, the proposed conflict of interest code(s) will be submitted to the Commission's Executive Director for his review, unless any interested person or his or her duly authorized requests, no later than 15 days prior to the close of the written comment period, a public hearing before the full Commission. If a public hearing is requested, the proposed code(s) will be submitted to the Commission for review.

The Executive Director or the Commission will review the above-referenced conflict of interest code(s), proposed pursuant to Government Code Section 87300, which designate, pursuant to Government Code Section 87302, employees who must disclose certain investments, interests in real property and income.

The Executive Director or the Commission, upon his or its own motion or at the request of any interested person, will approve, or revise and approve, or return the proposed code(s) to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments or comments, in writing to the Executive Director of the Commission, relative to review of the proposed conflict of interest code(s). Any written comments must be received no later than January 2,

2006. If a public hearing is to be held, oral comments may be presented to the Commission at the hearing.

#### COST TO LOCAL AGENCIES

There shall be no reimbursement for any new or increased costs to local government which may result from compliance with these codes because these are not new programs mandated on local agencies by the codes since the requirements described herein were mandated by the Political Reform Act of 1974. Therefore, they are not "costs mandated by the state" as defined in Government Code Section 17514.

#### EFFECT ON HOUSING COSTS AND BUSINESSES

Compliance with the codes has no potential effect on housing costs or on private persons, businesses or small businesses.

#### AUTHORITY

Government Code Sections 82011, 87303 and 87304 provide that the Fair Political Practices Commission as the code reviewing body for the above conflict of interest codes shall approve codes as submitted, revise the proposed code and approve it as revised, or return the proposed code for revision and re-submission.

#### REFERENCE

Government Code Sections 87300 and 87306 provide that agencies shall adopt and promulgate conflict of interest codes pursuant to the Political Reform Act and amend their codes when change is necessitated by changed circumstances.

#### CONTACT

Any inquiries concerning the proposed conflict of interest code(s) should be made to Kevin S. Moen, PhD, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

#### AVAILABILITY OF PROPOSED CONFLICT OF INTEREST CODES

Copies of the proposed conflict of interest codes may be obtained from the Commission offices or the respective agency. Requests for copies from the Commission should be made to Kevin S. Moen, PhD, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

### TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture adopted Section 3433, of the regulations in Title 3 of the California Code of

Regulations pertaining to Diaprepes Root Weevil Interior Quarantine as an emergency action that was effective on October 3, 2005. The Department proposes to continue the regulation as amended and to complete the adoption process by submission of a Certificate of Compliance no later than January 30, 2006.

A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department no later than 15 days prior to the close of the written comment period. Following the public hearing if one is requested, or following the written comment period if no public hearing is requested, the Department of Food and Agriculture, at its own motion, or at the instance of any interested person, may adopt the proposal substantially as set forth without further notice.

Notice is also given that any person interested may present statements or arguments in writing relevant to the actions proposed to the agency officer named below on or before January 2, 2006.

Following the public hearing and the written comment period, the Department of Food and Agriculture may certify that there was compliance with provisions of Section 11346.1 of the Government Code within 120 days of the emergency regulation.

#### INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law obligates the Department of Food and Agriculture to protect the agricultural industry of California and prevent the spread of injurious pests (Food and Agricultural Code Sections 401 and 403). Existing law provides the Secretary may establish, maintain, and enforce quarantine regulations, as he deems necessary, to circumscribe and exterminate or prevent the spread of pests (Food and Agricultural Code, Sections 5301, 5302 and 5322).

The adoption of Section 3433 established a quarantine against the pest *Diaprepes abbreviatus*, Diaprepes root weevil; a quarantine area of approximately three square miles surrounding the Newport Beach area of Orange County, the articles and commodities covered, and the applicable quarantine restrictions. The effect of the adoption is to provide authority for the State to regulate movement of the articles and commodities covered that may move life stages of the Diaprepes root weevil from, into, and within that area under quarantine to prevent artificial spread of the weevil to noninfested areas to protect California's agricultural industry. There is no existing, comparable federal regulation or statute.

#### COST TO LOCAL AGENCIES AND SCHOOL DISTRICTS

The Department of Food and Agriculture has determined that Section 3433 does not impose a mandate on local agencies or school districts, except that an agricultural commissioner of a county under quarantine has a duty to enforce Section 3433. No reimbursement is required for Section 3433 under Section 17561 of the Government Code because the Agricultural Commissioner of Orange County requested the change in the regulation.

The Department also has determined that the amended regulation will involve no additional costs or savings to any state agency, no reimbursable costs or savings under Part 7 (commencing with Section 17500) of Division 4 of the Government Code to local agencies or school districts, no nondiscretionary costs or savings to local agencies or school districts, and no costs or savings in federal funding to the State.

#### EFFECT ON HOUSING COSTS

The Department has made an initial determination that the proposed action will not affect housing costs.

#### EFFECT ON BUSINESSES

The Department has made an initial determination that the proposed action will not have a significant, statewide adverse economic impact directly affecting some California businesses, including the ability of California businesses to compete with businesses in other states.

#### COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

The cost impact of the adopted regulation on a representative private person or business is not expected to be significantly adverse. The Department does not know of additional costs a representative person or business would incur in reasonable compliance with the proposed action.

#### ASSESSMENT

The Department has made an assessment that the proposed amendment to the regulation would not (1) create or eliminate jobs within California, (2) create new business or eliminate existing businesses within California, or (3) affect the expansion of businesses currently doing business within California.

#### ALTERNATIVES CONSIDERED

The Department of Food and Agriculture must determine that no reasonable alternative considered by the Department or that has otherwise been identified and brought to the attention of the Department would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

**AUTHORITY**

The Department proposes to adopt Section 3433 pursuant to the authority vested by Sections 407, 5301, 5302 and 5322 of the Food and Agricultural Code.

**REFERENCE**

The Department proposes this action to implement, interpret and make specific Sections 5301, 5302 and 5322 of the Food and Agricultural Code.

**EFFECT ON SMALL BUSINESS**

The adoption of this regulation may affect small businesses.

**CONTACT**

The agency officer to whom written comments and inquiries about the initial statement of reasons, proposed action, location of the rulemaking file, request for a public hearing, and final statement of reasons may be directed is: Stephen S. Brown, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street, Room A-316, Sacramento, California 95814, (916) 654-1017, FAX (916) 654-1018, E-mail: [sbrown@cdfa.ca.gov](mailto:sbrown@cdfa.ca.gov). In his absence, you may contact Liz Johnson at (916) 654-1017.

Questions regarding the substance of the proposed regulation should be directed to Stephen S. Brown.

**INTERNET ACCESS**

The Department has posted the information regarding this proposed regulatory action on its Internet website ([www.cdfa.ca.gov/cdfa/pendingregs](http://www.cdfa.ca.gov/cdfa/pendingregs)).

**AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS**

The Department of Food and Agriculture has prepared an initial statement of reasons for the proposed action, has available all the information upon which its proposal is based, and has available the express terms of the proposed action. A copy of the initial statement of reasons and the proposed regulation in underline and strikeout form may be obtained upon request. The location of the information on which the proposal is based may also be obtained upon request. In addition, the final statement of reasons will be available upon request. Requests should be directed to the contact named herein.

If the regulation amended by the Department differs from, but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of amendment. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency officer (contact) named herein.

**TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE**

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture amended Section 3406(b) of the regulations in Title 3 of the California Code of Regulations pertaining to the Mediterranean Fruit Fly Interior Quarantine as an emergency action that was effective on October 7, 2005. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than February 6, 2006.

A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department contact no later than 15 days prior to the close of the written comment period. Following the public hearing if one is requested, or following the written comment period if no public hearing is requested, the Department of Food and Agriculture may certify that there was compliance with the provisions of Section 11346.1 of the Government Code within 120 days of the emergency regulation.

Notice is also given that any person interested may present statements or arguments in writing relevant to the action proposed to the agency officer named below on or before January 9, 2005.

**INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW**

Existing law obligates the Department of Food and Agriculture to protect the agricultural industry in California and prevent the spread of injurious pests (Food and Agricultural Code, Sections 401 and 403). Existing law also provides that the Secretary may establish, maintain, and enforce such regulations as he deems necessary to prevent the spread of pests to protect California's agricultural industry (Food and Agricultural Code, Section 5322).

This amendment added a quarantine area for Mediterranean fruit fly of approximately 72 square miles surrounding the Rancho Cucamonga area of San Bernardino County. The effect of the amendment was to implement the authority for the State to regulate movement of hosts and possible carriers of Mediterranean fruit fly within and from the area under quarantine to prevent artificial spread of the fly to noninfested areas to protect California's agricultural industry. There is no existing, comparable federal regulation or statute.

**COST TO LOCAL AGENCIES AND SCHOOL DISTRICTS**

The Department of Food and Agriculture has determined that Section 3406 does not impose a



mandate on local agencies or school districts, except that an agricultural commissioner of a county under quarantine has a duty to enforce it. No reimbursement is required under Section 17561 of the Government Code because the San Bernardino County Agricultural Commissioner requested that this area become the area under quarantine; therefore, there are no mandated costs associated with the addition of the Rancho Cucamonga area to the regulation.

The Department also has determined that the regulation will involve no costs or savings to any state agency, no nondiscretionary costs or savings to local agencies or school districts, no reimbursable costs or savings to local agencies or school districts under Part 7 (commencing with Section 17500) of Division 4 of the Government Code, and no costs or savings in federal funding to the State.

#### **EFFECT ON HOUSING COSTS**

The Department has made an initial determination that the proposed action will not affect housing costs.

#### **EFFECT ON BUSINESSES**

The Department has made an initial determination that the proposed action will not have a significant, statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states.

#### **COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS**

The cost impact of the amended regulation on a representative private person or business is not expected to be significantly adverse. A representative person or business could incur costs of approximately \$83 per year in reasonable compliance with the proposed action.

#### **ASSESSMENT**

The Department has made an assessment that the proposed amendment to the regulation would not (1) create or eliminate jobs within California, (2) create new business or eliminate existing businesses within California, or (3) affect the expansion of businesses currently doing business within California.

#### **ALTERNATIVES CONSIDERED**

The Department of Food and Agriculture must determine that no reasonable alternative considered by the Department or that has otherwise been identified and brought to the attention of the Department would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

#### **AUTHORITY**

The Department amended Section 3406(b) pursuant to the authority vested by Sections 407, 5301, 5302, and 5322 of the Food and Agricultural Code of California.

#### **REFERENCE**

The Department amended Section 3406(b) to implement, interpret and make specific Sections 5301, 5302, and 5322, Food and Agricultural Code.

#### **EFFECT ON SMALL BUSINESS**

The amendment of this regulation may affect small businesses.

#### **CONTACT**

The agency officer to whom written comments and inquiries about the initial statement of reasons, proposed action, location of the rulemaking file, request for a public hearing, and final statement of reasons may be directed is: Stephen S. Brown, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street, Room A-316, Sacramento, California 95814, (916) 654-1017, FAX (916) 654-1018, E-mail: [sbrown@cdfa.ca.gov](mailto:sbrown@cdfa.ca.gov). In his absence, you may contact Liz Johnson at (916) 654-1017. Questions regarding the substance of the proposed regulations should be directed to Stephen S. Brown.

#### **INTERNET ACCESS**

The Department has posted the information regarding this proposed regulatory action on its Internet website ([www.cdfa.ca.gov/cdfa/pendingregs](http://www.cdfa.ca.gov/cdfa/pendingregs)).

#### **AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS**

The Department of Food and Agriculture has prepared an initial statement of reasons for the proposed action, has available all the information upon which its proposal is based, and has available the express terms of the proposed action. A copy of the initial statement of reasons and the proposed regulations in underline and strikeout form may be obtained upon request. The location of the information on which the proposal is based may also be obtained upon request. In addition, the final statement of reasons is available upon request. Requests should be directed to the contact named herein.

If the regulations adopted by the Department differ from, but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency officer (contact) named herein.

### TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture amended Section 3700(c) of the regulations in Title 3 of the California Code of Regulations pertaining to Oak Mortality Disease Control as an emergency action on August 12, 2005. The Department proposes to continue the regulation as amended and submit a Certificate of Compliance for this action to the Office of Administrative Law no later than January 17, 2006.

A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department contact no later than 15 days prior to the close of the written comment period. Following the public hearing if one is requested, or following the written comment period if no public hearing is requested, the Department of Food and Agriculture may certify that there was compliance with the provisions of Section 11346.1 of the Government Code within 120 days of the emergency regulation.

Notice is also given that any person interested may present statements or arguments in writing relevant to the action proposed to the agency officer named below on or before January 2, 2006.

#### INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law obligates the Department of Food and Agriculture to protect the agricultural industry in California and prevent the spread of injurious pests (Food and Agricultural Code, Sections 401 and 403). Existing law also provides that the Secretary may establish, maintain, and enforce such regulations as he deems necessary to prevent the spread of pests to protect California's agricultural industry (Food and Agricultural Code, Section 5322).

Section 3700(c), Oak Mortality Disease Control regulation, established eight new hosts and new associated hosts under the articles and commodities covered. The effect of this amendment to the regulation is to provide authority for the State to regulate the movement of additional associated hosts and potential carriers of the disease from the regulated area in order to prevent artificial spread of the pest to non-infested areas within California. There is no existing, comparable federal regulation or statute.

#### COST TO LOCAL AGENCIES AND SCHOOL DISTRICTS

The Department of Food and Agriculture has determined that the amendment of Section 3700(c) does not impose a mandate on local agencies or school districts, except that an agricultural commissioner of a

county under regulation has a duty to enforce Section 3700. No reimbursement is required for Section 3700 under Section 17561 of the Government Code because the agricultural commissioners of the affected counties requested the change in the regulation.

The Department also has determined that the amended regulation will involve no additional costs or savings to any state agency, no reimbursable costs or savings under Part 7 (commencing with Section 17500) of Division 4 of the Government Code to local agencies or school districts, no nondiscretionary costs or savings to local agencies or school districts, and no costs or savings in federal funding to the State.

#### EFFECT ON HOUSING COSTS

The Department has made an initial determination that the proposed action will not affect housing costs.

#### EFFECT ON BUSINESSES

The Department has made an initial determination that the proposed action will not have a significant statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states.

#### COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

The cost impact of readopting the regulation on a representative private person or business is not expected to be significantly adverse. The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

#### ASSESSMENT

The Department has made an assessment that the proposed amendment to the regulation would not (1) create or eliminate jobs within California, (2) create new businesses or eliminate existing businesses within California, or (3) affect the expansion of businesses currently doing business within California.

#### ALTERNATIVES CONSIDERED

The Department of Food and Agriculture must determine that no reasonable alternative considered by the Department or that has otherwise been identified and brought to the attention of the Department would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

#### AUTHORITY

The Department adopted Section 3700(c) pursuant to the authority vested by Sections 407, 5321, and 5322 of the Food and Agricultural Code of California.

#### REFERENCE

The Department amended Section 3700(c) to implement, interpret and make specific Sections 24.5, 5321, and 5322, Food and Agricultural Code; Sections 11425.50 and 11440.10, Government Code; and Section 1084 et seq., Code of Civil Procedure.

#### EFFECT ON SMALL BUSINESSES

The adoption of this regulation may affect small businesses.

#### CONTACT

The agency officer to whom written comments and inquiries about the initial statement of reasons, proposed action, location of the rulemaking file, request for a public hearing, and final statement of reasons may be directed is: Stephen S. Brown, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street, Room A-316, Sacramento, California 95814, (916) 654-1017, FAX (916) 654-1018, E-mail: [sbrown@cdfa.ca.gov](mailto:sbrown@cdfa.ca.gov). In his absence, you may contact Liz Johnson at (916) 654-1017. Questions regarding the substance of the proposed regulations should be directed to Stephen S. Brown.

#### INTERNET ACCESS

The Department has posted on its Internet website ([www.cdfa.ca.gov/plant/index.html](http://www.cdfa.ca.gov/plant/index.html)) the information regarding this proposed regulatory action. Select "Proposed Changes in Regulations for Plant Health and Pest Prevention Services" and then section number(s).

#### AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Department of Food and Agriculture has prepared an initial statement of reasons for the proposed action, has available all the information upon which its proposal is based, and has available the express terms of the proposed action. A copy of the initial statement of reasons and the proposed regulations in underline and strikeout form may be obtained upon request. The location of the information on which the proposal is based may also be obtained upon request. In addition, when completed, the final statement of reasons will be available upon request. Requests should be directed to the contact named herein.

If the regulations adopted by the Department differ from, but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency officer (contact) named herein.

## TITLE 14. BOARD OF FORESTRY AND FIRE PROTECTION

### NOTICE OF PROPOSED RULEMAKING

#### Amador Plan, 2006

The Board of Forestry and Fire Protection (Board) proposes to adopt the regulations of Title 14 of the California Code of Regulations (14 CCR) described below after considering all comments, objections, and recommendations regarding the proposed action.

#### Amend:

**Division 1.5 Department of Forestry and Fire Protection, Chapter 7, Fire Protection, Article 5., Standards for Cooperative Fire Protection Contracts During the Non-fire Season**

**§ 1261. Standards for Personnel Assignment and Cost Apportionment.**

#### PUBLIC HEARING

The Board will hold a public hearing starting at 8:00 A.M., on Thursday, January 5, 2006, at the Resources Building Auditorium, 1st Floor, and 1416 Ninth Street, Sacramento, California. At the hearing, any person may present statements or arguments, orally or in writing, relevant to the proposed action described in the Informative Digest. The Board requests, but does not require, that persons who make oral comments at the hearing also submit a summary of their statements. Additionally, pursuant to Government Code 11125.1, any information presented to the Board during the open hearing in connection with a matter subject to discussion or consideration becomes part of the public record. Such information shall be retained by the Board and shall be made available upon request.

#### WRITTEN COMMENT PERIOD

Any person, or authorized representative, may submit written comments relevant to the proposed regulatory action to the Board. The written comment period ends at 5:00 P.M., on January 2, 2006. The Board will consider only written comments received at the Board office by that time (in addition to those written comments received at the public hearing). The Board requests, but does not require, that persons who submit written comments to the Board reference the title of the rulemaking proposal in their comments to facilitate review.

Written comments shall be submitted to the following address:

Board of Forestry and Fire Protection  
Attn: Christopher Zimny  
Regulations Coordinator  
P.O. Box 944246  
Sacramento, CA 94244-2460



Written comments can also be hand delivered to the contact person listed in this notice at the following address:

Board of Forestry and Fire Protection  
Room 1506-14  
1416 9th Street  
Sacramento, CA

Written comments may also be sent to the Board via facsimile at the following phone number:

(916) 653-0989

Written comments may also be delivered via e-mail at the following address:

board.public.comments@fire.ca.gov

#### AUTHORITY AND REFERENCE

Public Resources Code (PRC) 740, 4111 and 4143 authorizes the Board to adopt such rules and regulations as it determines are reasonably necessary to enable it to implement, interpret or make specific sections 4143 of the Public Resources Code. Reference: Public Resources Code sections 740, 4111, 4143, 4144 and 21080.5.

#### INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The Board is promulgating a regulation necessary to implement a legislative amendment to Public Resource Code (PRC) 4143 and 4144 authorized under Senate Bill (SB) 1356 of 2004, and to update the regulation based on Board and California Department of Forestry and Fire Protection (CDF) policy changes.

The legislation and policy changes, among other things, revise the terms and conditions under which the California Department of Forestry and Fire Protection (CDF) can enter into cooperative fire protection agreements with local jurisdictional entities throughout California. In general, the regulation expands the types entities the Department may contract with, and eliminates set financial payment limitations that may be reimbursed to CDF for non-fire season services provided.

#### SPECIFIC PURPOSE OF THE REGULATION

Existing law allows CDF to enter into contracts with local governments to provide fire prevention and suppression and other emergency response services. Such agreements may include cooperative fire protection services during the non-fire season. These contracts are termed "Amador Plan Programs". Under these agreements, personnel, equipment and facilities are made available during this period to provide fire protection services to local government jurisdictions when it is determined that such agreements are mutually beneficial to both agencies. Local jurisdictions are apportioned costs of base salary costs, and pay for any additional operational expenses due to the

local jurisdiction contract obligations. The Amador Program allows local government agencies to have access to year-around fire protection services at an economical cost.

Recent changes to PRC 4143 and 4144 and CDF's policies for local cooperative agreements have resulted in a number of necessary changes to the Board's Policy, which is defined in 14 CCR 1261, Standards for Personnel and Assignment for Cost Apportionment. The following subsections describe the specific purpose of each proposed amendment:

Subsection 1261 (a) is amended to eliminate the 50% resources allocation limitations and expand the types of emergency situations that the Director must consider when allocating resources under an Amador Plan. Amendments permit the allocation of resources to be determined by the Director when considering not only the Department's needs for response to wildland fire protection, but also as needed for other major fires and other natural disasters.

Subsection 1261(b) amends the limitation on the number of post positions which can be assigned to a single fire engine under the cooperative agreement. The previous limit of one post position is amended to allow a sufficient number to meet the operations needs established by the Director.

Subsection 1261 (c)(2) is amended to expand the type of entities which can be contracted with for CDF service. The existing term "county" is replaced with the term "contracting entity" and a list of eligible entity types is added. This section is also amended to state that actual additional cost shall be recovered instead of the existing language which defined a difference between fire and non-fire mission rates.

Subsection 1261 (c) and (d) amends the cost apportionment calculation formula that CDF uses to recover costs for services. Under the proposed amendment, cost apportionment will be based on a formula which calculates sufficient post positions staffing consistent with the current collective bargaining agreement Memorandum of Agreement titled Bargaining Unit 8 Firefighters. The changes deleted the existing calculation basis which is based on a set number of persons per post position over a 72 Hour work week and allowance for Compensating Time Off (CTO).

#### DISCLOSURES REGARDING THE PROPOSED ACTION

The Board has determined the proposed action will have the following effects:

- Mandate on local agencies and school districts: None
- Costs or savings to any State agency: None
- Cost to any local agency or school district which must be reimbursed in accordance with the

applicable Government Code (GC) sections commencing with GC 17500: None

- Other non-discretionary cost or savings imposed upon local agencies: None
- Cost or savings in federal funding to the State: None
- The Board has made an initial determination that there will be no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.
- Cost impacts on representative private persons or businesses: The Board is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.
- Significant effect on housing costs: None
- Adoption of these regulations will not: (1) create or eliminate jobs within California; (2) create new businesses or eliminate existing businesses within California; or (3) affect the expansion of businesses currently doing business within California.
- Effect on small business: The Board has determined that the proposed amendments will not have an adverse affect on small business. The proposed regulation is designed to provide regulatory relief, leading to substantial reduction in regulatory filing and preparation fees.
- The proposed rules do not conflict with, or duplicate Federal regulations.

#### BUSINESS REPORTING REQUIREMENT

The regulation does not require a report, which shall apply to businesses.

#### CONSIDERATION OF ALTERNATIVES

In accordance with Government Code 11346.5(a)(13), the Board must determine that no reasonable alternative it considers or that has otherwise been identified and brought to the attention of the Board would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

#### CONTACT PERSON

Requests for copies of the proposed text of the regulations, the *Initial Statement of Reasons*, modified text of the regulations and any questions regarding the substance of the proposed action may be directed to:

Board of Forestry and Fire Protection  
Attn: Christopher Zimny  
Regulations Coordinator  
P.O. Box 944246  
Sacramento, CA 94244-2460  
Telephone: (916) 653-9418

The designated backup person in the event Mr. Zimny is not available is Doug Wickizer, California Department of Forestry and Fire Protection, at the above address and phone (916) 653-5602.

#### AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Board has prepared an *Initial Statement of Reasons* providing an explanation of the purpose, background, and justification for the proposed regulations. The statement is available from the contact person on request. When the *Final Statement of Reasons* has been prepared, the statement will be available from the contact person on request.

A copy of the express terms of the proposed action using UNDERLINE to indicate an addition to the California Code of Regulations and ~~STRIKE-THROUGH~~ to indicate a deletion, is also available from the contact person named in this notice.

The Board will have the entire rulemaking file, including all information considered as a basis for this proposed regulation, available for public inspection and copying throughout the rulemaking process at its office at the above address. All of the above referenced information is also available on the CDF web site at: [http://www.fire.ca.gov/BOF/board/board\\_proposed\\_rule\\_packages.html](http://www.fire.ca.gov/BOF/board/board_proposed_rule_packages.html)

#### AVAILABILITY OF CHANGED OR MODIFIED TEXT

After holding the hearing and considering all timely and relevant comments received, the Board may adopt the proposed regulations substantially as described in this notice. If the Board makes modifications which are sufficiently related to the originally proposed text, it will make the modified text—with the changes clearly indicated—available to the public for at least 15 days before the Board adopts the regulations as revised. Notice of the comment period on changed regulations, and the full text as modified, will be sent to any person who:

- a) testified at the hearings,
- b) submitted comments during the public comment period, including written and oral comments received at the public hearing, or
- c) requested notification of the availability of such changes from the Board of Forestry and Fire Protection.

Requests for copies of the modified text of the regulations may be directed to the contact person listed in this notice. The Board will accept written comments on the modified regulations for 15 days after the date on which they are made available.

## GENERAL PUBLIC INTEREST

### DEPARTMENT OF FISH AND GAME

#### CESA CONSISTENCY DETERMINATION FOR Feather-Bear-WPIC Levee Project Yuba County

The Department of Fish and Game (Department) received a notice on October 31, 2005 that the Three Rivers Levee Improvement Authority (TRLIA) proposes to rely on consultations between federal agencies to carry out a project that may adversely affect species protected by the California Endangered Species Act (CESA). This project consists of various levee improvements designed to reduce current threats to levee integrity along areas of the Feather River, Bear River, and Western Pacific Interceptor Canal (WPIC) in southern Yuba County. The activities will require wetlands filling, trenching, and construction of setback levees, which will result in temporary impacts to 95.76 acres and permanent impacts to 44.79 acres of giant garter snake habitat.

The U.S. Fish and Wildlife Service, on August 10, 2005, issued to the U.S. Army Corps of Engineers (Corps), a no jeopardy federal biological opinion (1-1-05-F-0106) which considers the Federally and State threatened giant garter snake (*Thamnophis gigas*), and authorizes incidental take. Subsequently, TRLIA requested and received permission to extend work in giant garter snake habitat until November 30, 2005.

Pursuant to California Fish and Game Code Section 280.1, TRLIA is requesting a determination that the work extension authorized in the amendment to federal biological opinion 1-1-05-F-0106 is consistent with CESA. If the Department determines that the federal biological opinion is consistent with CESA, TRLIA will not be required to obtain an incidental take permit for the proposed project.

## PROPOSITION 65

### CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (PROPOSITION 65)

#### NOTICE OF INTENT TO LIST CHEMICALS

The Safe Drinking Water and Toxic Enforcement Act of 1986 (commonly known as Proposition 65),

codified at Health and Safety Code section 25249.5 et seq., provides two primary mechanisms for administratively listing chemicals that are known to the State to cause cancer or reproductive toxicity (Health and Safety Code Section 25249.8(b)). A chemical may be listed under Proposition 65 when a body considered to be authoritative by the state's qualified experts has formally identified the chemical as causing cancer or reproductive toxicity. The following entities are identified as authoritative bodies for purposes of Proposition 65, as it pertains to chemicals known to cause reproductive toxicity: the U.S. Environmental Protection Agency, the International Agency for Research on Cancer solely as to transplacental carcinogenicity, the U.S. Food and Drug Administration, the National Institute for Occupational Safety and Health, and the National Toxicology Program (NTP) solely as to final reports of the NTP's Center for Evaluation of Risks to Human Reproduction. The criteria for listing chemicals through the authoritative bodies mechanism are set forth in Title 22, California Code of Regulations, section 12306.

As the lead agency for the implementation of Proposition 65, the Office of Environmental Health Hazard Assessment (OEHHA), within the California Environmental Protection Agency intends to list 2,4-D (2,4-dichlorophenoxy) acetic acid and related compounds, as identified in the table below, as known to the State to cause reproductive toxicity, pursuant to this administrative mechanism as provided in Health and Safety Code section 25249.8(b) and Title 22, Cal. Code of Regs., section 12306.

Relevant information related to the possible listing of these identified chemicals was requested in a notice published in the *California Regulatory Notice Register* on August 22, 1997 (Register 97, No. 34-Z). A public forum was held on October 1, 1997. Comments were received and a response was provided to the commenter in June 2003. In consideration of the significant amount of time that had elapsed, the commenter was provided additional time to submit information not already provided relevant to the possible listing consideration of the identified chemicals. Additional information and comments were submitted. OEHHA has reviewed and responded to the submission, and determined that the criteria for listing under Title 22, Cal. Code of Regs., section 12306 has been met for these identified chemicals. Therefore OEHHA is issuing this notice of intent to list under Proposition 65 the chemicals listed in the table below. A document providing more detail on the basis for the listing of these chemicals can be obtained from OEHHA's Proposition 65 Implementation Office at the address and telephone number indicated below, or from the OEHHA Web site at: <http://www.oehha.ca.gov/>. Anyone wishing to provide comments as to whether the



listing of these chemicals meet the criteria for listing provided in Title 22, Cal. Code of Regs., section 12306 should send written comments in triplicate, along with any supporting documentation, by mail or by fax to:

Ms. Cynthia Oshita  
Office of Environmental Health Hazard Assessment  
Street Address: 1001 I Street  
Sacramento, California 95814  
Mailing Address: P.O. Box 4010  
Sacramento, California 95812-4010  
Fax No.: (916) 323-8803  
Telephone: (916) 445-6900

Comments may also be delivered in person or by courier to the above address. It is requested, but not required, that written comments and supporting documentation be transmitted via email addressed to: [coshita@oehha.ca.gov](mailto:coshita@oehha.ca.gov). In order to be considered, comments must be postmarked (if sent by mail) or received at OEHHA (if hand-delivered, sent by FAX, or transmitted electronically) by 5:00 p.m. on Monday, December 19, 2005.

The following chemical has been determined by OEHHA to meet the criteria set forth in Title 22, Cal. Code of Regs., section 12306 for listing as causing reproductive toxicity under the authoritative bodies mechanism:

Chemical	CAS No.	Reference
(2,4-dichlorophenoxy) acetic acid	94-75-7	U.S. EPA (1988, 2005 <sup>1</sup> )
2,4-D n-butyl ester	94-80-4	U.S. EPA (1988)
2,4-D isopropyl ester	94-11-1	U.S. EPA (1988, 2005)
2,4-D isooctyl ester	25168-26-7	U.S. EPA (1988)
Propylene glycol butyl ether ester (of 2,4-D)	1928-45-6	U.S. EPA (1988)
2,4-D butoxyethanol ester	1929-73-3	U.S. EPA (1988, 2005)
2,4-D dimethylamine salt	2008-39-1	U.S. EPA (1988, 2005)

#### REFERENCE

US Environmental Protection Agency (US EPA, 1988). *Drinking Water Criteria Document for 2,4-D*. Environmental Criteria and Assessment Office, Office of Health and Environmental Assessment.

U.S. Environmental Protection Agency (U.S. EPA 2004a). 2,4-D Revised Occupational and Residential Exposure and Risk Assessment and Response to Phase One Comments for the Registration Eligibility Decision (RED) Document. Health Effects Division, Reregistration Branch, Office of Prevention, Pesticides and Toxic Substances, U.S. Environmental Protection Agency, Docket OPP-0167-004, available at: <http://docket.epa.gov/edkfed/do/EDKStaffCollectionDetailViewByID?collectionId=OPP-2004-0167>.

<sup>1</sup> Documents included in the U.S. EPA administrative record that provide additional information on these chemicals (U.S. EPA, 2004a,b) are included by reference in U.S. EPA (2005).

U.S. Environmental Protection Agency (U.S. EPA 2004b). Toxicology Disciplinary Chapter for the Reregistration Eligibility Decision Document. Health Effects Division, Reregistration Branch, Office of Prevention, Pesticides and Toxic Substances, U.S. Environmental Protection Agency, Docket OPP-0167-0019, available at: <http://docket.epa.gov/edkpub/do/EDKStaffItemDetailView?objectId=090007d4802c9079>.

U.S. Environmental Protection Agency (U.S. EPA, 2005). Reregistration Eligibility Decision for 2,4-D. Office of Prevention, Pesticides and Toxic Substances, U.S. Environmental Protection Agency, available at: [http://www.epa.gov/oppsrrd1/REDs/24d\\_red.pdf](http://www.epa.gov/oppsrrd1/REDs/24d_red.pdf).

## SUMMARY OF REGULATORY ACTIONS

### REGULATIONS FILED WITH SECRETARY OF STATE

This Summary of Regulatory Actions lists regulations filed with the Secretary of State on the dates indicated. Copies of the regulations may be obtained by contacting the agency or from the Secretary of State, Archives, 1020 O Street, Sacramento, CA, 95814, (916) 653-7715. Please have the agency name and the date filed (see below) when making a request.

#### BOARD OF FORESTRY AND FIRE PROTECTION

##### AB 2420 Forest Fire Prevention Exemption, 2005

This filing is an adoption through the rulemaking process of a new subsection (f) for section 1038.2 and an amendment to subsection (e) and a new subsection (i) for section 1038 (with some revision to changes originally adopted as an emergency regulation) to implement the forest fire prevention exemption in Public Resources Code section 4584(k).

##### Title 14

California Code of Regulations

ADOPT: 1038(i) AMEND: 1038.2, 1038(e)

Filed 11/09/05

Effective 01/01/06

Agency Contact:

Christopher Zimny (916) 653-9418

#### DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

##### Livescan Fingerprints

This regulatory action requires that all fingerprints submitted for manufactured housing sales licenses be done through the Live Scan program.

##### Title 25

California Code of Regulations

AMEND: 5002, 5020, 5021, 5340, 5348



Filed 11/07/05  
Effective 11/07/05  
Agency Contact: Mike Salamoia (916) 445-9471

**DEPARTMENT OF INSURANCE**

**Disability Insurance Fraud Assessment Grant Program**

In this regulatory action, the Department of Insurance adopts and amends regulations pertaining to the "Disability Insurance Fraud Assessment Grant Program" under Insurance Code section 1872.85.

Title 10  
California Code of Regulations  
ADOPT: 2698.95.1, 2698.95.11, 2698.95.12, 2698.96, 2698.97, 9698.97.1, 2698.98, 2698.98.1  
AMEND: 2698.95  
Filed 11/03/05  
Effective 12/03/05  
Agency Contact: Gene Woo (415) 538-4496

**FISH AND GAME COMMISSION**

**Marine Protected Areas**

This action makes revisions to the regulation governing marine protected areas including the redesignation of six marine parks as marine conservation areas in order to permit the commercial take of spiny lobster.

Title 14  
California Code of Regulations  
AMEND: 632  
Filed 11/02/05  
Effective 11/02/05  
Agency Contact: Sherrie Koell (916) 653-4899

**NEW MOTOR VEHICLE BOARD**

**Procedural Changes**

This regulatory action adds definition of "Protestant" to CCR 550; a written settlement conference statement requirement to CCR 551.11, and a change to the timing of one-time peremptory challenges without cause to CCR 551.12. This action was submitted to the Office of Administrative Law (OAL) on 9/27/05 and is effective 30 days after filing with the Secretary of State. Action is authorized under Vehicle Code section 3050(a).

Title 13  
California Code of Regulations  
AMEND: 550, 551.11, 551.12  
Filed 11/08/05  
Effective 12/08/05  
Agency Contact:  
Howard Weinberg (916) 445-2080

**SECRETARY OF STATE**

**Standards for Proof of Residency When Proof is Required by HAVA**

In this Certificate of Compliance regulatory action, the Secretary of State sets forth the standards for proof

of residency or identity when proof is required under the Help America Vote Act of 2002 (HAVA).

Title 2  
California Code of Regulations  
AMEND: 20107  
Filed 11/07/05  
Effective 11/07/05  
Agency Contact: Judith Carlson (916) 651-6971

**STATE ALLOCATION BOARD**

**School Facilities Needs Assessment and Emergency Repair Program**

This action is the Certificate of Compliance filing making permanent the prior emergency adoption of the regulatory framework for the School Facilities Needs Assessment Grant Program (SFNAGP) and the Emergency Repair Program (ERP) mandated by S.B. 6 (Chap. 899, Stats. 2004). The prior emergency filing was OAL file number 05-0519-04E.

Title 2  
California Code of Regulations  
ADOPT: 1859.300, 1859.301, 1859.302, 1859.310, 1859.311, 1859.312, 1859.313, 1859.314, 1859.315, 1859.316, 1859.317, 1859.318, 1859.319, 1859.320, 1859.321, 1859.322, 1859.323, 1859.323.1, 1859.323.2, 1859.324, 1859.325, 1859.326, 1859.327, 1859.328, 1  
Filed 11/07/05  
Effective 11/07/05  
Agency Contact: Robert Young (916) 445-0083

**CCR CHANGES FILED WITH THE  
SECRETARY OF STATE  
WITHIN JUNE 15, 2005  
TO NOVEMBER 9, 2005**

All regulatory actions filed by OAL during this period are listed below by California Code of Regulation's titles, then by date filed with the Secretary of State, with the Manual of Policies and Procedures changes adopted by the Department of Social Services listed last. For further information on a particular file, contact the person listed in the Summary of Regulatory Actions section of the Notice Register published on the first Friday more than nine days after the date filed.

**Title 2**

11/07/05 AMEND: 20107  
11/07/05 ADOPT: 1859.300, 1859.301, 1859.302, 1859.310, 1859.311, 1859.312, 1859.313, 1859.314, 1859.315, 1859.316, 1859.317, 1859.318, 1859.319, 1859.320, 1859.321, 1859.322, 1859.323, 1859.323.1, 1859.323.2, 1859.324, 1859.325, 1859.326, 1859.327, 1859.328, 1  
10/31/05 AMEND: 1859.2, 1859.81, 1866

10/27/05 AMEND: 1859.2, 1859.51, 1859.104.3,  
1859.147, 1859.202, 1866, Form  
SAB 50-01  
10/24/05 ADOPT: 1859.23 AMEND: 1859.2,  
1859.122, 1859.123, 1859.123.1  
10/18/05 ADOPT: 18732.5  
10/11/05 ADOPT: 18117, 18772  
10/11/05 AMEND: 18450.4  
10/11/05 AMEND: 18401, 18427.1, 18700, 18705,  
18707.9, 18730, 18750  
10/06/05 ADOPT: 18735.5  
09/23/05 ADOPT: 2280, 2281, 2282, 2283, 2284  
09/15/05 AMEND: Div. 8, Ch. 71, Sec. 56000  
09/13/05 AMEND: 18730  
09/07/05 AMEND: Div. 8, Ch. 99, Sec. 58800  
09/06/05 ADOPT: 1183.12, 1183.13, 1183.14  
AMEND: 1181, 1181.1, 1181.2, 1181.3,  
1183, 1183.01, 1183.02, 1183.03,  
1183.04, 1183.05, 1183.06, 1183.07,  
1183.08, 1183.1, 1183.11, 1183.12,  
1183.2, 1183.21, 1183.3, 1187, 1187.2,  
1187.3, 1187.4, 1188.1, 1188.3, 1188.4,  
08/29/05 AMEND: Div. 8, Ch. 6, Sec. 27000  
08/15/05 AMEND: 51000  
08/09/05 ADOPT: 59520  
08/04/05 AMEND: 2271  
07/27/05 ADOPT: Div. 8, Ch. 23, Sec. 44000  
07/20/05 ADOPT: 18530.7  
07/20/05 AMEND: 18570  
07/18/05 AMEND: 55400  
07/18/05 AMEND: 18452  
07/06/05 AMEND: 7286.0  
06/24/05 AMEND: 599.502, 599.506  
06/21/05 AMEND: 18705.5  
06/16/05 AMEND: Div. 8, Ch. 4, section 25001

### Title 3

10/25/05 AMEND: 3406(b)  
10/24/05 AMEND: 3433(b)  
10/20/05 AMEND: 3591.19(a)  
10/19/05 AMEND: 3406(b)  
10/18/05 ADOPT: 3591.18  
10/17/05 AMEND: 3406(b)  
10/07/05 ADOPT: 6551  
10/07/05 AMEND: 3406(b)  
10/04/05 ADOPT: 3963  
10/03/05 AMEND: 3433  
09/28/05 ADOPT: 3591.19  
09/27/05 AMEND: 3700(c)  
09/16/05 ADOPT: 581  
08/12/05 AMEND: 3700(c)  
08/08/05 ADOPT: 1811, 1812, 1850 AMEND:  
1804, 1806, 1808, 1831, 1930, 1931,  
1932, 1940, 1941, 1942, 1943, 1944,  
1945, 1946, 1950 REPEAL: 1809, 1810,  
1851, 1851.1, 1870.1, 1870.2, 1871,  
1872, 1873, 1951, 1960, 1961

07/21/05 AMEND: 6400  
07/11/05 AMEND: 3423(b)  
07/01/05 AMEND: 2311(b)  
06/27/05 ADOPT: 3591.18  
06/22/05 AMEND: 3430(b)

### Title 4

11/01/05 ADOPT: 10300, 10302, 10310, 10315,  
10317, 10320, 10322, 10325, 10326,  
10327, 10335, 10337  
10/27/05 ADOPT: 9001, 9005, 9006, 9007, 9025,  
9027, 9050, 9051, 9052, 9053, 9054,  
9055, 9056, 9057, 9058, 9059, 9060,  
9061, 9062, 9063, 9064, 9065, 9066,  
9067, 9068, 9069, 9070 AMEND: 9020,  
9030, 9031, 9032, 9041, 9043  
10/27/05 ADOPT: 7030, 7031, 7032, 7033, 7034,  
7035, 7036, 7037, 7038, 7039, 7040,  
7041, 7042, 7043, 7044, 7045, 7046,  
7047, 7048, 7049, 7050 AMEND: 7047,  
7048 REPEAL: 7049  
10/12/05 AMEND: 1433  
09/13/05 ADOPT: 1843.6  
09/12/05 AMEND: 4140  
08/24/05 AMEND: 1663  
08/17/05 AMEND: 1976.9  
08/08/05 AMEND: 1887  
06/27/05 ADOPT: 10175, 10176, 10177, 10178,  
10179, 10180, 10181, 10182, 10183,  
10184, 10185, 10186, 10187, 10188,  
10189, 10190, 10191

### Title 5

10/19/05 AMEND: 11900, 11905, 11915, 11920,  
11925, 11930, 11935  
10/14/05 ADOPT: 18092.5 AMEND: 18066,  
18069, 18078, 18081, 18083, 18084,  
18092, 18103, 18106, 18109, 18110  
10/14/05 ADOPT: 18092.5 AMEND: 18066,  
18069, 18078, 18081, 18083, 18084,  
18092, 18103, 18106, 18109, 18110  
10/11/05 ADOPT: 18220.2, 18224.2, 18224.4,  
18240.5, 18249 AMEND: 18220, 18240,  
18248, 18244  
10/11/05 ADOPT: 19850, 19851, 19852, 19853,  
19854 AMEND: 19814, 19814.1  
09/01/05 REPEAL: 1630  
08/22/05 AMEND: 850, 851, 852, 853, 853.5, 854,  
855, 857, 858, 859, 861, 862, 863, 864,  
864.5, 865, 866, 867, 867.5, 868870  
08/16/05 ADOPT: 1207.5 AMEND: 1200, 1203,  
1204.5, 1206, 1207, 1209, 1210, 1211,  
1211.5, 1215, 1215.5, 1216, 1217, 1225  
08/01/05 ADOPT: 15140, 15141  
07/28/05 ADOPT: 1030.5, 1030.6, 1030.7, 1030.8  
07/12/05 AMEND: 22000  
06/23/05 ADOPT: 11992, 11993, 11994

06/22/05 ADOPT: 11967.6, 11967.7, 11967.8  
AMEND: 11967, 11968, 11969  
06/20/05 ADOPT: 19817.1, 19826.1, 19828.1,  
19837 AMEND: 19813, 19814, 19814.1,  
19817, 19826, 19828

**Title 8**

09/29/05 AMEND: 9789.11  
09/22/05 ADOPT: 9792.6, 9792.7, 9792.8, 9792.9,  
9792.10 REPEAL: 9792.11  
09/09/05 ADOPT: 9767.1, 9767.2, 9767.3, 9767.4,  
9767.5, 9767.6, 9767.7, 9767.8, 9767.9,  
9767.10, 9767.11, 9767.12, 9767.13,  
9767.14, 9767.15  
08/25/05 AMEND: 6184  
08/22/05 ADOPT: 3395  
08/10/05 AMEND: 8615  
08/09/05 AMEND: 6251  
08/02/05 AMEND: 770  
08/02/05 ADOPT: 5022.1 AMEND: 4968  
07/28/05 AMEND: 1529, 1535, 5190, 5210, and  
8358  
06/28/05 AMEND: 3541, 3542, 3543, 3544, 3545,  
3546, 3548 3549  
06/20/05 ADOPT: 9767.1, 9767.2, 9767.3, 9767.4,  
9767.5, 9767.6, 9767.7, 9767.8, 9767.9,  
9767.10, 9767.11, 9767.12, 9767.13,  
9767.14  
06/20/05 AMEND: 3649, 3651(a)  
06/15/05 AMEND: 1670(b)(11)(B)

**Title 10**

11/03/05 ADOPT: 2698.95.1, 2698.95.11,  
2698.95.12, 2698.96, 2698.97, 9698.97.1,  
2698.98, 2698.98.1 AMEND: 2698.95  
10/20/05 AMEND: 2318.6, 2353.1, 2354  
10/07/05 ADOPT: 2698.30, 2698.31, 2698.32,  
2698.33, 2698.34, 2698.35, 2698.36,  
2698.37, 2698.38, 2698.39, 2698.40,  
2698.41, 2698.42, 2698.43 REPEAL:  
Sections 2698.30, 2698.31, 2698.32,  
2698.33, 2698.34, 2698.35, 2698.36,  
2698.37, 2698.38, 2698.39, 2698.40,  
2698.  
09/28/05 AMEND: 2498.4.9  
09/28/05 AMEND: 260.121  
07/07/05 AMEND: 4010, 4011, 4013, 4016, 4018,  
4019, 5000, 5001, 5002, 5003, 5005,  
5006, 5007, 5008, 5009, 5010, 5013,  
5020, 5050, 5051, 5060, 5061, 5070,  
5110, 5111, 5112, 5113, 5114, 5115,  
5116, 5117, 5118, 5119, 5260, 5261,  
5262, 5263, 5264, 5266, 5267, 5268,  
06/30/05 AMEND: 2699.6600, 2699.6809  
06/23/05 AMEND: 2498.6  
06/22/05 AMEND: 260.102.14

**Title 11**

10/24/05 AMEND: 1070, 1081, 1082  
08/22/05 AMEND: 1001, 1002, 1007  
08/22/05 AMEND: 1002, 1007, 1018, 1008, 1015  
08/12/05 AMEND: 1005, 1060  
08/01/05 AMEND: 1005, 1014  
07/28/05 ADOPT: 720, 721, 722, 723, 724,  
06/24/05 AMEND: 63.2  
06/15/05 AMEND: 1005, 1007, 1008  
06/15/05 AMEND: 1053

**Title 12**

09/19/05 ADOPT: 460, 461

**Title 13**

11/08/05 AMEND: 550, 551.11, 551.12  
10/27/05 AMEND: 2453, 2455  
10/18/05 AMEND: 28.18, 28.19, 28.20, 28.21,  
28.22, 28.23  
09/15/05 AMEND: 1961(d)  
09/15/05 ADOPT: 1961.1 AMEND: 1900, 1961  
09/12/05 AMEND: 2262, 2264.2, 2266.5(a)(6)  
08/24/05 AMEND: 551.2, 551.15  
08/18/05 AMEND: 2754  
08/16/05 AMEND: 345.39, 345.45, 345.56, 345.78  
08/11/05 AMEND: 423.00  
08/08/05 AMEND: 2185  
08/02/05 AMEND: 2450, 2451, 2452, 2454, 2455,  
2456, 2457, 2458 2459, 2460, 2461,  
2462, 2463, 2464, 2465  
07/28/05 AMEND: 25.15, 25.18, 25.19, 25.21,  
25.22  
07/27/05 AMEND: 350.24  
07/19/05 ADOPT: 15.04

**Title 13, 17**

07/05/05 ADOPT: 2299 (Title 13), 93117 (Title 17)  
AMEND: 2281 (Title 13), 2282  
(Title 13), 2284 (Title 13)

**Title 14**

11/09/05 ADOPT: 1038(i) AMEND: 1038.2,  
1038(e)  
11/02/05 AMEND: 632  
11/01/05 ADOPT: 2.45, 251.9  
10/31/05 AMEND: 180.1  
10/26/05 AMEND: 2516  
10/25/05 AMEND: 11900  
10/24/05 AMEND: 1251, 1252, 1252.1, 1253,  
1254, 1256, 1257  
10/18/05 ADOPT: 17939.1, 17939.2, 17939.3,  
17939.4, 17939.5 AMEND: 17930,  
17931, 17932, 17933, 17934, 17934.1,  
17934.3, 17934.5, 17935, 17935.1,  
17935.2, 17935.3, 17935.4, 17935.5,  
17935.55, 17935.6, 17936  
10/13/05 AMEND: 895, 895.1, 1038, 1038(f)  
10/13/05 AMEND: 699.5

- 10/12/05 ADOPT: 18459.1.2 AMEND: 18449, 18450, 18451, 18453.2, 18456, 18456.2.1, 18459, 18459.1, 18459.2.1, 18459.3, 18460.1, 18460.1.1, 18460.2, 18460.2.1, 18461, 19462, 18463, 18464, 18466
- 10/06/05 AMEND: 15000, 15001, 15002, 15003, 15004, 15005, 15006, 15007, 15020, 15021, 15022, 15023, 15024, 15025, 15040 15041, 15042, 15043, 15044, 15045, 15050, 15051, 15052, 15053, 15060, 15060.5, 15061, 15062, 15063, 15064, 15064.5, 15064.7, 15065, 15070, 15
- 09/30/05 AMEND: 502, 506
- 09/21/05 ADOPT: 18801.1, 18808.1, 18808.2, 18808.3, 18808.4, 18808.5, 18808.6, 18808.7, 18808.8, 18808.9, 18808.10, 18808.11, 18809.1, 18809.2, 18809.3, 18809.4, 18809.5, 18809.6, 18809.7, 18809.8, 18809.9, 18809.10, 18809.11, 18810.1, 18810.2, 18810.3, 18810.4,
- 09/20/05 AMEND: 13800
- 08/26/05 AMEND: 7.50(b)(91.1)
- 08/24/05 AMEND: 183 REPEAL: 188
- 08/23/05 AMEND: 7.50
- 08/23/05 AMEND: 230
- 08/08/05 ADOPT: 4970.02, 4970.03, 4970.04, 4970.05, 4970.06, 4970.07, 4970.08, 4970.09, 4970.10, 4970.11, 4970.12, 4970.13, 4970.14, 4970.15, 4970.16, 4970.17, 4970.18 4970.19, 4970.20, 4970.21 AMEND: 4970.00, 4970.01 REPEAL: 4970.02, 4970.03, 4970.04, 4970.05
- 08/05/05 ADOPT: 1052.4 AMEND: 895.1, 1052, 1052.1
- 07/21/05 AMEND: 18419
- 07/19/05 AMEND: 354, 360, 361, 362, 363, 478.1, 708
- 07/13/05 AMEND: 122 REPEAL: Appendix A, Form DFG 122
- 06/21/05 AMEND: 895, 895.1, 1038, 1038(f)
- Title 14, 27**
- 08/23/05 AMEND: Title 14, sections 17850(a); 17852(a)(5), (a)(11), (a)(12), (a)(13), (a)(15), (a)(16), (a)(21) )a)(22), (a)(24), (a)(36), (a)(41); 17855(a), (a)(5)(A); 17855(a)(5)(B), (a)(7); 17855.4(a), (c), (d)(1), (d)(2), (d)(3); 17856(a), (c), (c)(1); 17
- Title 15**
- 11/01/05 AMEND: 3287
- 09/13/05 ADOPT: 3480, 3480.1, 3483, 3484, 3485 AMEND: 3084.1, 3084.7, 3480, 3481, 3482, 3483
- 08/23/05 AMEND: 3025
- 08/03/05 ADOPT: 3436
- 07/07/05 ADOPT: 3187 AMEND: 3006, 3188, 3189, 3331
- 06/27/05 REPEAL: 3999.1.7
- 06/22/05 AMEND: 2000, 2400, 2403
- 06/21/05 REPEAL: 3999.1.2
- 06/21/05 REPEAL: 3999.1.3
- 06/15/05 AMEND: 3335
- Title 16**
- 10/24/05 AMEND: 1399.50, 1399.52
- 10/20/05 AMEND: 1870, 1870.1, 1874
- 10/20/05 AMEND: 1922.3
- 10/18/05 AMEND: 1807.2, 1833, 1833.1, 1833.2, 1887.4, 1889, 1889.1, 1889.3
- 10/11/05 AMEND: 7, 7.1, 9, 9.2, 11.5, 13 REPEAL: 14
- 10/06/05 AMEND: 1016, 1017
- 10/05/05 AMEND: 1014, 1014.1
- 09/20/05 AMEND: 407(c)
- 09/09/05 AMEND: 1399.170.11
- 09/07/05 ADOPT: 1712 AMEND: 1706.2, 1715, 1717, 1719, 1720, 1720.1, 1725, 1726, 1728, 1732, 1732.05, 1732.1, 1732.2, 1732.3, 1732.4, 1732.5, 1732.6, 1732.7, 1745, 1749 REPEAL: 1727, 1750
- 09/06/05 ADOPT: 1070.4
- 09/06/05 ADOPT: 1659.30(a)(b)(c), 1659.31(a)(b), 1659.32(a)(b), 1659.33, 1659.34(a)(b)(c), 1659.35
- 08/29/05 AMEND: 404.1, 404.2
- 08/25/05 AMEND: 1399.15
- 08/25/05 AMEND: 473
- 08/16/05 ADOPT: 4200, 4202, 4204, 4206, 4208, 4210, 4212, 4214, 4216, 4218, 4220, 4222, 4224, 4226, 4228, 4230, 4232, 4234, 4236, 4240, 4242, 4244, 4246, 4248, 4250, 4252, 4254, 4256, 4258, 4260, 4262, 4264, 4266, 4268
- 07/28/05 AMEND: 1387, 1387.1, 1387.2, 1387.3, 1387.5, 1387.6, 1390, 1390.3, 1391
- 07/27/05 AMEND: 2085.2
- 07/26/05 AMEND: 418
- 07/22/05 AMEND: 109, 116, 117
- 07/22/05 AMEND: 1888
- 07/21/05 ADOPT: 1070.5
- 07/18/05 ADOPT: 1399.327, 1399.350.5, 1399.352.7, 1399.372.5
- 07/12/05 AMEND: 1397.51
- 07/06/05 ADOPT: 1922.3, 1993.1 AMEND: 1950.5, 1951, 1953
- 07/05/05 ADOPT: 1398.26.1
- 07/05/05 ADOPT: 1399.454 AMEND: 1399.450, 1399.451
- 06/22/05 AMEND: 1041



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10/18/05 ADOPT: 30194.1, 30194.2 AMEND: 30100, 30145, 30145.1, 30225, 30230, 30231, 30408, 30535 REPEAL: 30232

09/12/05 ADOPT: 1029.117, 1029.134, 1031.8, 1031.9, 1032.5, 1035.3, 1035.4

09/07/05 REPEAL: 1411.1, 1420.1, 1420.2, 1420.3, 1420.4, 1420.5, 1422.3, 1498, 1498.1, 1498.2, 1498.3, 1498.4, 1498.5, 1498.6, 1498.7, 1498.8, 1498.9

08/31/05 ADOPT: 93102.5

08/18/05 AMEND: 94006

08/01/05 ADOPT: 58800, 58810, 58811, 58812, 58820, 58821, 58822, 58830, 58831, 58832, 58833, 58834, 58840, 58841, 58842, 58850, 58851, 58860, 58861, 58862, 58863, 58864, 58870, 58871, 58872, 58873, 58874, 58875, 58876, 58879, 58880, 58881, 58882 AMEND: 54302, 54

07/22/05 ADOPT: 50243, 50245, 50247, 50249, 50251, 50253, 50255, 50257, 50259, 50261, 50262, 50263, 50265, 50267

07/11/05 AMEND: 54319

06/30/05 AMEND: 2500, 2502, 2505

06/23/05 AMEND: 60201, 60202, 60205, 60210

06/22/05 ADOPT: 30194.1, 30194.2 AMEND: 30100, 30145, 30145.1, 30225, 30230, 30231, 30408, 30535 REPEAL: 30232

06/20/05 AMEND: 94501, 94506, 94507, 94508, 94509, 94510, 94512, 94513, 94515, 94526, & Test Method

**Title 18**

10/04/05 AMEND: 1698

07/08/05 ADOPT: 4056.1

**Title 20**

09/08/05 ADOPT: 2800, 2801, 2810, 2811, 2820, 2821, 2822, 2823, 2830, 2831, 2832, 2833, 2834, 2835, 2836, 2840, 2841, 2842

07/26/05 AMEND: 1340, 1341, 1342, 1343, 1344

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09/09/05 ADOPT: 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619

**Title 22**

10/04/05 AMEND: 80072(a)(8), 85068.4

09/27/05 AMEND: 311-1

09/27/05 ADOPT: 4400(jj), 4403.1, 4446.5 AMEND: 4400(I), 4403, 4412.1, 4415, 4417

09/02/05 AMEND: 4418 REPEAL: 4419, 4442.1, 4444

08/24/05 AMEND: 51510, 51510.1, 51511, 51511.5, 51511.6, 51535, 51535.1, 51544, 54501

08/12/05 AMEND: 12705

08/12/05 AMEND: 12805

08/11/05 AMEND: 97212,, 97232, and 97241.

08/10/05 ADOPT: 97800, 97810, 97820, 97830, 97840, 97850, 97860, 97870, 97880, 97890

07/11/05 AMEND: 70217

07/06/05 ADOPT: 72516, 73518

06/30/05 AMEND: 90417

**Title 23**

10/21/05 AMEND: 1062, 1063, 1064, 1065, 1066, 1067, 1071, 1077, 3833.1 REPEAL: 793

10/13/05 ADOPT: 2200.6 AMEND: 2200

10/12/05 ADOPT: 3005

10/04/05 AMEND: 2908

10/03/05 AMEND: 3900

09/22/05 ADOPT: 18456.2.1, 18460.2.1, Forms CIWMB 173 (4/04), 180(3/04) AMEND: 18449, 18450, 18451, 18456, 18459, 18459.2.1, 18459.3, 18461, 18462

09/08/05 ADOPT: 3966

08/19/05 AMEND: 2611

08/18/05 ADOPT: 3906

07/25/05 ADOPT: 3298

07/22/05 ADOPT: 3979

07/13/05 ADOPT: 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428

06/20/05 ADOPT: 499.4.1.1, 499.4.1.2, 499.4.2, 499.6.3 AMEND: 499.1, 499.2, 499.3, 499.4, 499.4.1, 499.5, 499.6, 499.6.1, 499.7, 499.8 REPEAL: 499.6.2

**Title 25**

11/07/05 AMEND: 5002, 5020, 5021, 5340, 5348

09/27/05 ADOPT: 8430, 8431, 8432, 8433, 8434

08/12/05 AMEND: 8204, 8210, 8211, 8212, 8212.1, 8213, 8217

07/22/05 ADOPT: 1019, 1105, 1276, 2105, 2276

07/11/05 AMEND: 8002, 8004, 8012, 8014

07/07/05 ADOPT: 8439, 8439.1, 8439.2, 8439.3, 8439.4, 8440, 8440.1, 8440.2, 8440.3, 8441, 8441.1, 8441.2, 8441.3, 8441.4, 8441.5, 8442, 8442.1, 8442.2, 8442.3, 8442.4, 8442.5, 8442.6, 8442.7, 8442.8, 8442.9, 8442.10, 8442.11, 8443, 8443.1, 8443.2, 8443.3, 8443.4,

**Title 27**

09/29/05 ADOPT: 20070, 21569, 21835

09/26/05 ADOPT: 15241, 15242

**Title 28**

08/22/05	ADOPT: 1300.67.1.3	42-721, 42-751, 42-769, 44-101, 44-102, 44-111, 44-113, 44-115,
08/10/05	ADOPT: 1300.75.4.2, 1300.75.4.4, 1300.75.4.7, 1300.75.4.8	AMEND: 63.103.2, 63-300.5, 63-402.229, 63-503.441, 63-509(b), 63-509(c), 63-801.737(QR)
07/25/05	AMEND: 1300.74.30	AMEND: 80027, 80036, 87224, 87228, 87834, 87836, 101178, 101187, 102384
06/17/05	AMEND: 1300.70.4	

**Title 22, MPP**

08/05/05	ADOPT: 40-036 AMEND: 22-071, 22-072, 22-305, 40-103 40-105, 40-107, 40-119, 40-125, 40-131, 40-173, 40-181 40-188, 40-190, 41-405, 42-209, 42-213, 42-221, 42-302, 42-406, 42-407, 42-716,	
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		09/20/05 REPEAL: 11-405.22
		08/12/05 AMEND: 42-101
		08/05/05 ADOPT: 63-508, 63-509 AMEND: 63-034, 63-102, 63-103, 63-300, 63-301, 63-410, 63-501, 63-503, 63-504, 63-505, 63-801, 63-804
		08/01/05 AMEND: 11-400, 11-102, 11-403, 11-406

